

REMARKS

Applicant concurrently files herewith a petition and fee for a five-month extension of time pursuant to 37 CFR 1.136(a). The present amendment is prepared in accordance with the requirements of 37 CFR 1.121.

Applicant appreciates the thoroughness with which the Examiner has examined the above-identified application. Reconsideration is requested in view the election of claims herein. Applicant elects, without traverse, Invention I (per Examiner's Notation in last Office Action mailed 5/27/2009) with Claims 25-50 reading thereon, as an apparatus to transfer torque magnetically with fixed relative position. Claims 1-25 are withdrawn without prejudice.

CONCLUSION

It is noted that the election of claims to be examined is made only to more completely define the invention and place them in a better form for examination based on Examiner's comments. No new matter has been added.

In view of the foregoing, it is respectfully submitted that the application has now been brought into a condition where examination is proper.

Should the Examiner find the application to be other than in condition for examination, Applicant's Attorney respectfully requests that the Examiner call the undersigned to clarify any issue.

Date: November 25, 2009.

Respectfully Submitted,

/Steven J. Miller/

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I hereby certify that this correspondence, including the attachments listed on the accompanying Transmittal, is being uploaded via USPTO-EFS system on the date indicated above and is directed to the Commissioner of Patents, Mail Stop Amendment, PO Box 1450, Arlington, VA 22313-1450.

Steven J. Miller, Esq.

(Typed or printed name of person filing paper or fee)

/Steven J. Miller/

(Signature of person filing paper or fee)